

**SUNSHINE ORDINANCE
TASK FORCE**



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**ORDER OF DETERMINATION
October 12, 2016**

DATE ISSUED
September 7, 2016

DATE ISSUED
July 26, 2016

CASE TITLE – Ann Treboux v. Fine Arts Museum (File No. 16049)

FACTS OF THE CASE

On May 16, 2016, Ann Treboux (Complainant) filed the following complaint:

File No. 16049: Complaint filed by Ann Treboux against the Fine Arts Museum for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.29-6, by failing to disclose sources of outside funding over \$100 on the department's website.

HEARING ON THE COMPLAINT

On July 26, 2016, the Education, Outreach and Training Committee heard the matter.

Ann Treboux (Complainant) provided a summary of the complaint and requested the Task Force to find violation. There were no speakers in support of the Complainant. Megan Bourne, Fine Arts Museum (Respondent), provided a summary of the department's position. Ms. Bourne described the financial structure of the Fine Arts Museum and supporting organizations. There were no speakers in support of the Respondent. A question and answer period followed. The Complaint and the Respondent were provided an opportunity for rebuttals.

The Committee acknowledged that some donation information is listed in various meeting minutes. However, the Committee determined that the donation information should be posted on the department's website as a separate document listing dollar amounts, sources and other information required by the Sunshine Ordinance. Ms. Bourne requested time to consult with other stakeholders to determine how/if the Fine Arts Museum can comply with the Sunshine Ordinance donation posting requirements.

On September 7, 2016, the Sunshine Ordinance Task Force (Task Force) reviewed the recommendation of the Committee.

Ann Treboux (Complaint) provided an overview of the complaint and requested the Task Force to find violations. Megan Bourne, Fine Arts Museum (Respondent), presented the departments position and stated that an inquiry was sent to the City Attorney requesting an opinion as to the requirement to post donations for certain individuals who may be exempt from disclosure.

FINDINGS OF FACT AND CONCLUSION OF LAW

Based on the testimony and evidence presented, the Task Force finds that a violation of Administrative Code (Sunshine Ordinance), Section 67.29-6, occurred.

DECISION AND ORDER OF DETERMINATION

The Sunshine Ordinance Task Force adopted the recommendation of the Education, Outreach and Training Committee to find jurisdiction and to find that the Fine Arts Museum violated Administrative Code (Sunshine Ordinance), Section 67.29-6, by failing to disclose donations of funds over \$100 on their website.

The motion PASSED by the following vote:

Ayes: 9 - Baranetsky, Eldon, J. Wolf, Maass, Cannata, Fischer, Hinze, Hyland, B. Wolfe

Noes: 0 - None

Absent: 1 - Chopra

Excused: 1 - Tesfai

Bruce Wolfe, Chair
Sunshine Ordinance Task Force



- c. Nicholas Colla, Deputy City Attorney
Ann Treboux, Complainant
Megan Bourne, Fine Arts Museum